

Attorney Docket No. (AP9912)209565-81761  
Serial No. 10/089,955

PATENT

**REMARKS**

Applicants have carefully reviewed the Office Action dated March 17, 2004 (Paper No./Mail Date 11032004). By this Amendment, Claim 13 has been canceled and Claims 10-12, 14, 15, 17 and 18 have been amended. Claims 10-12 and 14-18 remain pending. Applicants respectfully request reconsideration of the present application in view of the following remarks.

**The Claims Satisfy the Requirements of 35 U.S.C. § 112, Second Paragraph**

The Office action rejects Claims 10, 11, 12-15 and 17 under 35 U.S.C. § 112, Second Paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The rejection is respectfully traversed.

Claims 12, 14 and 15 have been amended to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Withdrawal of the rejection is respectfully requested.

Claim 13 has been canceled, thus the rejection is moot to this claim.

Claim 11 has been amended to include a sufficient antecedent basis for the limitation "actuators". Withdrawal of the rejection is respectfully requested.

Claim 17 has been amended to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Specifically, Claim 10 teaches that the controller dispenses with a brake pressure buildup at a rear axle of the vehicle, while Claim 17 teaches that a pressure buildup at a cornered inside rear wheel is effected. Moreover, the specification discloses a braking system with diagonally divided braking circuits, thus Claims 10 and 17 are not in conflict. Withdrawal of the rejection is respectfully requested.

**The Claims Satisfy the Requirements of 35 U.S.C. § 102(b)**

Attorney Docket No. (AP9912)209565-81761  
Serial No. 10/089,955

PATENT

Claims 10-18 are rejected under 35 U.S.C. § 102(b) as being anticipated by Fukami et al. (U.S. Patent No. 5,857,754, hereinafter "Fukami"). The rejection is respectfully traversed.

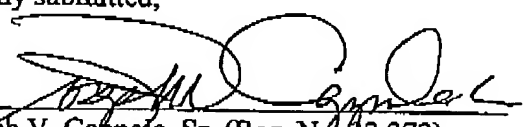
Claim 10 has been amended to require the controller to "further include means for detecting a vehicle delay value as a function of the differential brake force in the front axle wheel brakes and the vehicle speed". Fukami does not teach a vehicle stabilizing device wherein the controller includes a vehicle delay value as a function of the differential brake force in the front axle wheel brakes and the vehicle speed. Accordingly, Fukami does not teach, disclose or suggest all the claim limitations of Applicant's claimed invention as required under 35 U.S.C. § 102(b). Withdrawal of the rejection is respectfully requested.

### CONCLUSION

If any additional fees are required in connection with the filing of this paper, permission is given to charge account number 50-3145 in the name of Honigman Miller Schwartz and Cohn LLP.

Respectfully submitted,

Date: July 19, 2004

By:   
Joseph V. Coppola, Sr. (Reg. No. 33,373)  
Sonu N. Weaver (Reg. No. 52,060)  
HONIGMAN MILLER SCHWARTZ & COHN LLP  
32770 Telegraph Road, Suite 225  
Bingham Farms, Michigan 48325  
(248) 566-8500

Customer No. 44200

OAK\_A\_593993.1